

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

FILED
IN CLERK'S OFFICE
U.S. DISTRICT COURT E.D.N.Y.
FEB 19 2010
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WILLIAM DAVIDSON,

Petitioner,

-against-

NEW YORK STATE; NEW YORK CITY;
NEW YORK STATE DIVISION OF
PAROLE,¹

Respondents.

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MAUSKOPF, United States District Judge.

Pro se petitioner, William Davidson, brings this petition for a writ of *habeas corpus* pursuant to 28 U.S.C. § 2254, challenging his parole term. Although unclear from his petition, petitioner appears to argue that his term of parole was improperly imposed, and should have, but did not, run concurrently with his state sentence. Petition at ¶ 5. Petitioner is presently incarcerated at Downstate Correctional Facility, in Fishkill, New York (Dutchess County), as a result of his conviction in the Supreme Court of New York, New York County. Because the relevant court of conviction and the petitioner's current place of incarceration are both located within the jurisdictional confines of the United States District Court for the Southern District of New York, rather than here, this case is hereby transferred pursuant to Local Rule 83.3 of this Court.

¹ The proper respondent in a *habeas corpus* action is petitioner's present custodian.

Chm

Dated: Brooklyn, New York
February 17, 2010

ROSLIND K. MURPHY
United States District Judge